

Pentagon Papers leaked Sunday, 13 June 1971
to NEW YORK TIMES

Attached

Chronology of Pentagon Papers
Ellsberg Trial Chronology
Knoche memo on "Damage Assessment"
Exclusion List mentioned in 2 July DCI Black Book
Dealings with Martin
 29 June 1972 - answered request
 Mid-March 1973 - met in General Counsel
 28 March 1973 - received questions from Martin
 30 March 1973 - answered above
 18 April 1973 - met with Martin - GAC's
 20 April 1973 - answered questions of 18 April
Pentagon Papers notebook

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Exclusion list mentioned
in 2 July DCI Black Book
entry.

CENTRAL INTELLIGENCE AGENCY

WASHINGTON, D.C. 20505

29 June 1972

Mr. John Martin
Chief, Analysis and Evaluation Section
Internal Security Division
Department of Justice
Washington, D. C. 20530

Dear John:

In accordance with your telephone call of 28 June, the Central Intelligence Agency has reviewed those documents which it has been able to identify in response to the listing set out at Schedule A to the defendants' subpoena for Mr. Angus Thuermer issued 1 June 1972 in the case U.S. v. Russo & Ellsberg. The Central Intelligence Agency must respectfully decline to submit any of those documents to the Court for the reason stated for each category as follows:

1. CIA Memoranda and reports, including, but not limited to, CIA Daily Intelligence Reports, written in or about April of 1970, which memoranda and reports stated that [REDACTED]

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Reason for not submitting: Documents which appear to be responsive are currently classified.

2. CIA Memoranda and reports, including, but not limited to, CIA Daily Intelligence Reports, written in or about the period from April 25, 1965, to May 5, 1965, on the subject of the [REDACTED]

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Reason for not submitting: Request is too vague to identify specific documents.

3. CIA Memoranda and reports, including, but not limited to, CIA Daily Intelligence Reports, written in or about May of 1965, on the subject of construction of Soviet antiaircraft missile sites in and around Hanoi, North Vietnam;

Reason for not submitting: All documents currently classified.

STAT 4. CIA Report listing fifty-one (51) "Communist and Castroist" leaders of the [] written in or about the period from April 25, 1965, to May 5, 1965;

Reason for not submitting: No list located responsive to this request.

5. CIA Report on Sino-Soviet Military Aid, written on or about August of 1967;

Reason for not submitting: No such report can be identified.

6. CIA National Intelligence Estimate on Sino-Soviet Military Aid, written on or about August of 1967;

Reason for not submitting: No such report can be identified.

7. CIA Memorandum to the White House, the Secretary of State and the Secretary of Defense, written in or about the period from March 1, 1968, to March 15, 1968, which memorandum assessed enemy strength in South Vietnam;

Reason for not submitting: Memorandum is currently classified.

8. CIA Memorandum written in or about September or October of 1970, which memorandum assessed the infiltration of the Viet Cong into the government of South Vietnam;

Reason for not submitting: Memorandum is currently classified.

9. CIA Cable sent from Saigon to Washington on or about August 3, 1967, which cable reported on the actions of the [] with respect to the upcoming South Vietnamese elections;

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Reason for not submitting: Cable is currently classified.

STAT 10. CIA Memorandum written on or about August 5, 1967, in Washington, D. C., on the subject of the actions of the [] with respect to the upcoming South Vietnamese elections;

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Reason for not submitting: Memorandum is currently classified.

STAT 11. CIA Cable sent by Ambassador Ellsworth Bunker to the Secretary of State on or about August 12, 1967, on the subject of the actions of the [redacted] with respect to the upcoming South Vietnamese elections;

Reason for not submitting: This material is the responsibility of the Department of State. Note, a similar document is listed under Item 19 of State Department subpoena.

STAT 12. CIA Cable sent by Ambassador Ellsworth Bunker to the Secretary of State on or about August 13, 1967, on the subject of the actions of the [redacted] with respect to the upcoming South Vietnamese elections;

Reason for not submitting: This material is the responsibility of the Department of State. Note, a similar document is listed under Item 20 of State Department subpoena.

13. CIA Cable sent by Ambassador Lodge to the Secretary of State on or about October 5, 1963 (Saigon CAS 1445);

Reason for not submitting: This material is the responsibility of the Department of State. Note, a similar document is listed under Item 12 in State Department subpoena.

14. CIA Cable sent by Ambassador Lodge to the Secretary of State on or about October 5, 1963 (Saigon [redacted])

Reason for not submitting: This material is the responsibility of the Department of State. Note, a similar document is listed under Item 13 in State Department subpoena.

Sincerely,

[redacted]

Lawrence R. Houston
General Counsel

OGC:JKG:sin

cc: DCI

Asst to DCI-Mr. Thuermer

SA/ExDir-Compt for Infor- 3
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✓ SAVA-[redacted]

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28 March 1973

Questions Received from John Martin, Internal Security Division, Department of Justice:

Item 1:

Are there any items in the volume on the Diem coup (IV.B.5) which had not been publicly disclosed by 1969? If so, select at least two or three items which fit this category. For example, was still in effect in 1969?

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Item 2:

Check volumes IV.C.9(a) and IV.C.9(b), entitled "Evolution of the War, U.S./GVN Relations: 1963-67", for any mention of CIA agents or operations. Give us your judgment on whether the compromise of these agents or operations in 1969 (1) would have been useful to a foreign intelligence analyst in 1969, (2) could have been advantageous to a foreign country in 1969 or (3) could have been used to the detriment of the United States in 1969.

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